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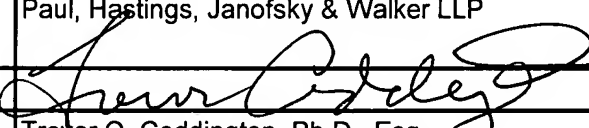
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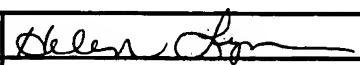
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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/796,398	
	Filing Date	March 8, 2004	
	First Named Inventor	William E. McKinzie III	
	Art Unit	2817	
	Examiner Name	Seungsook Ham	
Total Number of Pages in This Submission	3	Attorney Docket Number	39588.00002.UTL1

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): Return postcard
Remarks		

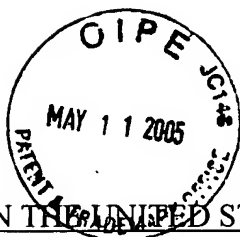
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Paul, Hastings, Janofsky & Walker LLP		
Signature			
Printed name	Trevor Q. Coddington, Ph.D., Esq.		
Date	May 9, 2005	Reg. No.	46,633

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Patent
39588.00002.UTL1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application Of:)
)
William E. McKinzie III) Group Art Unit: 2817
)
Application Number: 10/796,398) Examiner: Seungsook HAM
)
Filed: March 8, 2004)
)
For: SYSTEMS AND METHODS FOR)
BLOCKING MICROWAVE)
PROPAGATION IN PARALLEL)
PLATE STRUCTURES)

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

ELECTION OF SPECIES

Dear Sir:

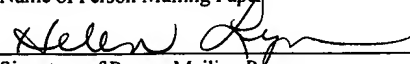
The Office Action mailed on April 14, 2005, requires that Applicant elect one of the following seven (7) allegedly distinct species of the claimed invention:

<u>SPECIES</u>	<u>FIGURES</u>
I	5(a)-5(c)
II	6(a)-6(b)
III	7(a)-7(c)
IV	8
V	17
VI	20
VII	21

CERTIFICATE OF MAILING
(37 C.F.R. §1.10)

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may 9, 2005
Date of Deposit
SAN/114059.1

Helen Lynn
Name of Person Mailing Paper

Signature of Person Mailing Paper

Applicant hereby elects **Species IV, i.e., Fig. 8, with traverse** and respectfully submits that all pending claims, i.e., **claims 1-53**, are readable on the elected Species. For instance, claims 1-39, 51, and 52 read on at least the hybrid topology "H2" shown in Fig. 8. Claims 40-50, and 53 read on at least the hybrid topology "H3" also shown in Fig. 8.

Applicant submits that the election requirement is improper at least because the Office Action fails to establish that the alleged species are patentably distinct. "Patentably distinct" means that two or more subjects as disclosed are related . . . and are patentable (novel and unobvious) over each other. MPEP § 802.01. The Office Action merely states that the alleged species are each related to a purportedly different electromagnetically reactive structure. However, the Office Action fails to address why these purportedly different electromagnetically reactive structures are patentably distinct. Applicant respectfully requests the Examiner to withdraw the election requirement.

Applicant reserves the right to prosecute any non-elected subject matter in this application or in a divisional application.

The Examiner is respectfully requested to contact the undersigned by telephone at the below listed telephone number, in order to expedite resolution of any issues and to expedite passage of the present application to issue, if any comments, questions, or suggestions arise in connection with the present application.

No fee is believed to be necessary for submission of this Election of Species. In the event that a fee is required for this submission or to maintain the present application pending, please charge such fee, including extension of time fees, to Deposit Account No. 50-2613.

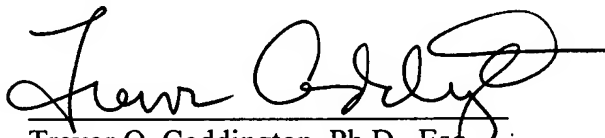
Respectfully Submitted,

Paul, Hastings, Janofsky & Walker LLP

May 9, 2005

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